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Attorneys for Defendants
ORTHOCLEAR, INC. and
ORTHOCLEAR HOLDINGS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ALIGN TECHNOLOGY, INC.,

Plaintiff,

vs.

ORTHOCLEAR, INC. and
ORTHOCLEAR HOLDINGS, INC.,

Defendants.

CASE NO. CV-05-2948 MMC (JCS)

**STIPULATION AND ORDER OF
DISMISSAL**

Judge: Hon. Maxine M. Chesney

1 WHEREAS, the parties have resolved any and all claims for relief stated in this
2 action;

3 IT IS HEREBY STIPULATED by the parties and ORDERED by the Court that

4 1. This action is hereby dismissed with prejudice.

5 2. Each of the parties shall bear its own costs, expenses and attorney fees.

6 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

7
8 Dated: October 13, 2006

PAUL, HASTINGS, JANOFSKY & WALKER LLP

9 By: /s/
10 THOMAS A. COUNTS

11 Attorneys for Plaintiff Align Technology, Inc.

12 Dated: October 13, 2006

O'MELVENY & MYERS LLP

13 By: /s/
14 DARIN W. SNYDER

15 Attorneys for Defendants OrthoClear, Inc. and
16 OrthoClear Holdings, Inc.

17
18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19
20 DATE: October 20, 2006

21 
22 Hon. Maxine M. Chesney
23 U.S. District Court Magistrate Judge

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